
**UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

NAVAJO NATION HUMAN RIGHTS
COMMISSION; PEGGY PHILLIPS; MARK
MARYBOY; WILFRED JONES; TERRY
WHITEHAT; WILLIE SKOW; and MABEL
SKOW,

Plaintiffs,

v.

SAN JUAN COUNTY; JOHN DAVID
NIELSON, in his official capacity as San Juan
County Clerk; and PHIL LYMAN, BRUCE
ADAMS, and REBECCA BENALLY, in their
official capacities as San Juan County
Commissioners,

Defendants.

**JOINT MOTION TO APPROVE
REVISED SETTLEMENT
AGREEMENT**

Case No. 2:16-cv-00154 JNP

Judge Jill N. Parrish

By and through their respective counsel, Plaintiffs, which no longer include Ms. Betty Billie Farley who has passed away, and Defendants hereby move this Court to extend the *Stipulated Settlement Agreement* and approve the *Revised Settlement Agreement*:

1. Plaintiffs and Defendants entered into a *Stipulated Settlement Agreement* on February 20, 2018, which was incorporated in a *Joint Stipulated Settlement Agreement and Motion to Dismiss* (Dkt. 198), the terms of which were incorporated into the Court’s *Order re: Stipulated Settlement and Motion to Dismiss* (Dkt. 199) (hereinafter referred to as the “*Order*”).

2. Under Section F, Paragraph 14 of the *Stipulated Settlement Agreement*, the parties agreed that:

[t]he procedures and services detailed [in the Settlement Agreement] shall be in place through at least the 2020 general election, at which time the parties agree to

meet, in good faith, through designated representatives within 60 days to review data collected and to determine if procedures should be altered or services reduced, increased, or held the same.

3. On December 28, 2020, the Court granted the parties' *Stipulated Modification to Settlement Agreement*, and extended the deadline set forth in Section F, Paragraph 14 to March 3, 2021.

4. On March 1, 2021, the Court granted the parties' second *Stipulated Modification to Settlement Agreement*, and extended the deadline set forth in Section F, Paragraph 14 to April 2, 2021.

5. After reviewing the data and meeting and conferring in good faith, Plaintiffs and Defendants have agreed to revise the terms of the *Stipulated Settlement Agreement* and continue the terms of the *Revised Settlement Agreement* through the 2024 election. The *Revised Settlement Agreement* is attached as **Exhibit A**.

WHEREFORE, the undersigned counsel hereby jointly move the Court to approve the modified terms in the *Revised Settlement Agreement*, including continuing the *Revised Settlement Agreement* through the 2024 election; incorporate the terms of the *Revised Settlement Agreement* into its original *Order*; and retain jurisdiction over this matter in order to enforce the terms of the *Revised Settlement Agreement*.

Dated this 2nd day of April, 2021.

**AMERICAN CIVIL LIBERTIES
UNION OF UTAH**

/s/ John Mejia

John Mejia
Attorney for Plaintiffs

SUITTER AXLAND, PLLC

/s/ Carl F. Huefner

Carl F. Huefner
Jesse C. Trentadue

**SAN JUAN COUNTY
ATTORNEY**

/s/ Kendall Laws

Kendall Laws

Attorneys for Defendants